IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.239 OF 2005

The Oriental Insurance Co.Ltd. ... Petitioners

v/s

Mr Santosh N. Kabra ... Respondent

Mr Pandya with Mr P.B. Pradhan i/b M/s Gandhi and Associates for Petitioners.

Mr R.K. Dave with Mr H.H. Trivedi for Respondent.

CORAM : D.K. DESHMUKH J.

DATE : 8TH AUGUST 2005.

P.C. :-

1. Perusal of the written statement filed by the respondent shows that even according to the petitioners, the respondent was entitled to an amount of Rs.2,13,000/- for the loss suffered by the petitioners. Perusal of the plaint shows that it is not the case of the petitioners that the respondent is not entitled to that amount in any case. The petitioners were willing to pay that amount to the respondent on the condition that he accepts that amount as full and final settlement. In this view of the matter therefore, I do not find any error in the Arbitral Tribunal for making interim order for making payment of that amount.

Petition is rejected.

. Parties to act on the copy of this order duly authenticated by the Sheristedar / Personal Secretary of this Court as true copy.

. Certified copy expedited.